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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: )  
 Wolfgang-Reinhold Knappe ) Examiner  
 Serial No. 09/426,931 ) Cross  
 Filed October 22, 1999 ) Art Unit  
 ) 1743  
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The undersigned hereby represents that the owner, has a 100 percent undivided part  
 interest in the above-captioned application and U.S. Patent No. 6,537,496, as indicated by  
 assignments recorded with the United States Patent and Trademark Office at Reel 010759, Frame  
 0739 and Reel 010830, Frame 0201, respectively.

The undersigned, on behalf of Roche Diagnostic GmbH, hereby disclaims the terminal  
 part of any patent granted on the above-captioned application, which would extend beyond the  
 expiration date of U.S. Patent No. 6,537,496, issued March 25, 2003, and hereby agrees that any  
 patent granted on the above-identified patent application shall be enforceable only for and during  
 such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No.  
 6,537,496. This disclaimer shall run with any patent granted on the above-captioned application  
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In making the above disclaimer, the owner does not disclaim the terminal part of any  
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 statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the above-identified patent, as

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